# Weil, Gotshal & Manges LLP New York, NY 10153-0119

### **Entered on Docket** November 27, 2019

**EDWARD J. EMMONS, CLERK** U.S. BANKRUPTCY COURT NORTHERN DISTRICT OF CALIFORNIA



# WEIL, GOTSHAL & MANGES LLP

Signed and Filed: November 27, 2019 Stephen Karotkin (*pro hac vice*) (stephen.karotkin@weil.com) Ray C. Schrock, P.C. (pro hac vice) (ray.schrock@weil.com) Theodore Tsekerides (pro hac vice) (theodore.tsekerides@weil.com) Jessica Liou (pro hac vice) (jessica.liou@weil.com) Matthew Goren (pro hac vice) (matthew.goren@weil.com)

is Montale. **DENNIS MONTALI** U.S. Bankruptcy Judge

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In re:

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION

18 **PG&E CORPORATION,** 19 - and -20 PACIFIC GAS AND ELECTRIC COMPANY, 21 Debtors. 22 ☐ Affects PG&E Corporation 23 ☑ Affects Pacific Gas and Electric Company ☐ Affects both Debtors 24 \* All papers shall be filed in the lead case, 25 No. 19-30088 (DM) 26

Bankruptcy Case No. 19-30088 (DM)

Chapter 11 (Lead Case) (Jointly Administered)

ORDER APPROVING STIPULATION BETWEEN DEBTOR PACIFIC GAS AND ELECTRIC COMPANY AND MICHAEL MARROQUIN TO CONTINUE HEARING AND FOR LIMITED RELIEF FROM THE AUTOMATIC STAY

[Relates to Dkt. Nos. 4606-4610]

[Resolving Motion Set for Hearing December 11, 2019 at 10:00 a.m.]

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On consideration of the Stipulation Between Debtor Pacific Gas and Electric Company and Michael Marroquin to Continue Hearing and for Limited Relief from the Automatic Stay, filed November 26, 2019 as Docket No. 4874 (the "Stipulation"), between Michael Marroquin ("Marroquin") and Pacific Gas and Electric Company (the "Utility" or "Debtor"), one of the debtors and debtors in possession in the above-captioned chapter 11 cases (the "Chapter 11 Cases"), entered in settlement of Marroquin's Motion to Abstain and for Relief from the Automatic Stay to Permit Lawsuit to Proceed to Trial and Conclusion [Dkt. 4606] (the "Motion"); and this Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334, the Order Referring Bankruptcy Cases and Proceedings to Bankruptcy Judges, General Order 24 (N.D. Cal.), and Rule 5011-1(a) of the Bankruptcy Local Rules for the United States District Court for the Northern District of California, and to consider the Stipulation and its provisions pursuant to that same authority and Federal Rule of Bankruptcy Procedure 4001(d)(4); and consideration of the Motion, the Stipulation and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having found and determined that notice of the Motion as provided to the parties listed therein is reasonable and sufficient under the circumstances, and sufficient to afford reasonable notice of the material provisions of the Stipulation and opportunity for hearing; and it appearing that no other or further notice need be provided; and this Court having determined that the legal and factual bases set forth in the Motion establish just cause for approval of the Stipulation; and upon all of the proceedings had before this Court and after due deliberation and sufficient cause appearing therefor, and good cause appearing,

### IT IS HEREBY ORDERED:

- 1. The Stipulation is approved.
- 2. The hearing on the Motion (the "Hearing") shall be continued to March 25, 2020 at 10:00 a.m. (Pacific Time).
- 3. The automatic stay shall immediately be modified, to the extent necessary, to permit the Parties to engage in settlement negotiations including, if helpful, through mediation

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(collectively, the "Settlement Negotiations"). The Parties shall use their best efforts to commence the Settlement Negotiations as promptly as possible. The automatic stay shall remain in place for all other purposes.

- 4. The Parties may agree in writing to one or more further continuances of the Hearing, without further order of the Court, by filing a notice of continuance. The limited stay relief provided in paragraph 3 above shall continue in effect pending the continued Hearing on the Motion.
- 5. If the Settlement Negotiations do not result in a settlement, the Hearing will go forward on the continued date, and the Debtors' opposition to the Motion shall be filed and served not later than 4:00 p.m. Pacific time on the date that is five (5) calendar days before the continued Hearing date.

Approved:

Dated: November 26, 2019

LAW OFFICES OF LEONARD K. WELSH

/s/ Leonard K. Welsh

Leonard K. Welsh

Attorneys for Movant Michael Marroquin

\* \* \* END OF ORDER \* \* \*

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